

**UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF OHIO
EASTERN DIVISION**

In re:)	Chapter 11
)	
Squirrels Research Labs LLC, <i>et al.</i> ¹)	Case No. 21- 61491
)	(Jointly Administered)
Debtors.)	
)	Judge Russ Kendig

**MOTION FOR ESTABLISHMENT OF APPLICABLE HEARING DATES
AND DEADLINES FOR PLAN OF REORGANIZATION**

The above-captioned debtor, The Midwest Data Center LLC (“Debtor”) files this motion (the “Motion”) to establish certain dates and deadlines related to the confirmation of the plan of reorganization dated February 21, 2022 (and any amendments or modifications thereto) (the “Plan”).

JURISDICTION AND VENUE

1. The Court has jurisdiction over this Application pursuant to 28 U.S.C. §§ 157 and 1334. Consideration of the Application is a core proceeding pursuant to 28 U.S.C. § 157(b)(2).
2. Venue is proper in this District pursuant to 28 U.S.C. §§ 1408 and 1409.

BACKGROUND

3. On November 23, 2021 (the “Petition Date”), Debtor and its affiliate, Squirrels Research Labs LLC, filed voluntary petitions for relief under Subchapter V of Chapter 11 of Title 11 of the United States Code (the “Bankruptcy Code”). The cases are being jointly administered for procedural purposes.

¹ The “Debtors” in these chapter 11 cases, along with the last four digits of each Debtor’s federal tax identification number, are: Squirrels Research Labs LLC (9310), case no. 21-61491 and The Midwest Data Company LLC (1213), case no. 21-61492.

4. The Debtors are operating as debtors-in-possession pursuant to section 1184 of the Bankruptcy Code.

5. Fred Schweg was appointed the subchapter v trustee according to 11 U.S.C. § 1183(a).

RELIEF REQUESTED

6. The Debtor requests that the court set a hearing to consider confirmation of the Plan and establish certain dates and deadlines related to the foregoing. There are no impaired classes under the Debtor's Plan and the Debtor submits that, as such, no voting is required under the Plan.

7. The Debtor requests that the Court enter the proposed order attached hereto as Exhibit A, setting forth and establishing certain deadlines.

8. The Debtor will serve the Order, the Plan, and Notice of all deadlines related to confirmation on all creditors or claimants, substantially in the forms attached to the Order.

NOTICE

9. Notice of this Motion has been given to (a) the Office of the United States Trustee for the Northern District of Ohio, (b) the Subchapter V Trustee; and (c) all parties of record who have requested notice in these proceedings under Rule 2002 of the Bankruptcy Rules. The Debtor submit that, under the circumstances, no other or further notice need be given.

10. Notwithstanding the possible applicability of Bankruptcy Rules 6004(h), 7062, 9014 or otherwise, the Debtor requests the relief sought by this Motion be immediately effective and enforceable upon entry of the order requested hereby.

11. No previous motion for the relief sought herein has been made to this or any other court.

CONCLUSION

12. WHEREFORE, the Debtor respectfully requests that this Court enter an order, substantially in the form attached hereto as Exhibit A, granting the relief requested herein and granting such other and further relief as the Court deems just and proper.

Dated: February 25, 2022

Respectfully submitted,

/s/ Julie K. Zurn

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*Counsel for The Midwest Data Company
LLC, Debtor and Debtor-in-Possession*

CERTIFICATE OF SERVICE

I, Julie K. Zurn, hereby certify that on February 25, 2022, a true and correct copy of the *Motion For Establishment of Applicable Hearing Dates and Deadlines For Plan of Reorganization* was served via the court's Electronic Case Filing System on these entities and individual who are listed on the court's Electronic Mail Notice List:

John C. Cannizzaro on behalf of Interested Party Instantiation LLC at
John.Cannizzaro@icemiller.com, lauren.prohaska@icemiller.com

Christopher Paul Combest on behalf of Creditor Avnet, Inc. at
christopher.combest@quarles.com

John G. Farnan on behalf of Creditor Cincinnati Insurance Company at
jfarnan@westonhurd.com

Robert E. Goff, Jr. on behalf of Creditor Cincinnati Insurance Company at
rgoff@westonhurd.com, jroberts@westonhurd.com

Steven Heimberger on behalf of Interested Party SCEB, LLC at sheimberger@rlblp.com, HeimbergerSR82735@notify.bestcase.com

Jeannie Kim on behalf of Interested Party Instantiation LLC at JeKim@sheppardmullin.com, dgatmen@sheppardmullin.com

Marc Merklin on behalf of Debtor Squirrels Research Labs LLC at mmerklin@brouse.com, tpalcic@brouse.com;mmiller@brouse.com

David M. Neumann on behalf of Creditor Envista Forensics, LLC d/b/a AREPA dneumann@meyersroman.com, jray@meyersroman.com;mnnowak@meyersroman.com

David M. Neumann on behalf of Creditor Torea Consulting Ltd. at dneumann@meyersroman.com, jray@meyersroman.com;mnnowak@meyersroman.com

Christopher Niekamp on behalf of Creditor Better PC, LLC at cniekamp@bdblaw.com

Paul J. Schumacher on behalf of Interested Party Ohio Power Company dba American Electric Power at pschumacher@dmclaw.com, tgross@dmclaw.com

Frederic P. Schwieg at fschwieg@schwieglaw.com

Frederic P. Schwieg on behalf of Trustee Frederic P. Schwieg at fschwieg@schwieglaw.com

Bryan Sisto on behalf of Creditor Carl Forsell at bsisto@fbtlaw.com

Richard J. Thomas on behalf of Creditor Premier Bank at rthomas@hendersoncovington.com, dciambotti@hendersoncovington.com

Joshua Ryan Vaughan on behalf of Creditor Ohio Bureau of Workers Compensation at jvaughan@amer-collect.com, SAllman@AMER-COLLECT.COM;HouliECF@aol.com

Julie K. Zurn on behalf of Debtor Squirrels Research Labs LLC at jzurn@brouse.com, tpalcic@brouse.com

Kate M. Bradley ust44 on behalf of U.S. Trustee United States Trustee at kate.m.bradley@usdoj.gov

And by regular U.S. Mail on February 25, 2022, on the following:

Instantiation LLC
c/o Jason R. Schendel
Sheppard, Mullin, Richter & Hampton LLP
4 Embarcadero Center, 17th Flr
San Francisco, CA 94111

/s/ Julie K. Zurn

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